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FILED FOR THE COURT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF CALIFORNIA,)	Case No.: 10-CR-00826-DLJ
)	
Plaintiff,)	STIPULATION AND []
vs.)	ORDER ADVANCING SENTENCING
)	HEARING ONE WEEK
FROYLAN HERNANDEZ,)	
)	
Defendant)	

The defendant FROYLAN HERNANDEZ, represented by James McNair Thompson, Esq., and the government, represented by Thomas A. Colthurst, Assistant United States Attorney, respectfully request that the sentencing hearing currently scheduled for September 13, 2012 at 10:00 a.m., be advanced to September 6, 2012 at 10:00 a.m.

FROYLAN HERNANDEZ' sentencing was originally set for August 2, 2012, but was continued upon the stipulation of the parties so that certain pre-sentence matters could be resolved; those matters have been resolved, but counsel for defendant has a court appearance in another court set for September 13, 2012.

1 Both counsel are available September 6, 2012, and therefore the parties
2 request the matter be advanced to that date.

3 On May 17, 2012, FROYLAN HERNANDEZ pleaded guilty to Count Two of
4 the Indictment in Case No. 10-CR-00826-DLJ charging him with possessing with
5 intent to distribute methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1) and
6 841(b)(1)(A)(viii) and Title 18, United States Code, Section 2. He has been
7 incarcerated since his arrest.

8 No other defendants are affected by this request.

9 SO STIPULATED:

10 Dated: July 31, 2012

/S/

11 Thomas A. Colthurst
12 Assistant United States Attorney

13 Dated: July 31, 2012

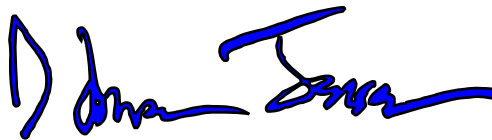
/S/

14 James McNair Thompson, Esq.
15 Attorney for Defendant

16 ¶ ORDER

17 Accordingly, for good cause shown, the Court HEREBY ORDERS that the
18 sentencing hearing for United States v. Froylan Hernandez, scheduled for
19 September 13, 2012 at 10:00 a.m., is advanced to September 6, 2012, at 10:00 a.m.

20 DATED: ~~10:00 a.m.~~ 10:00 a.m.

21 
22

23 THE HONORABLE D. LOWELL JENSEN
24 United States District Judge
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